

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ROME DIVISION

On September 10, 2004, the Court issued an Order pursuant to stipulation of the parties terminating certain parts of the Consent Decree and staying all proceedings as to Defendants' Motion with respect to the pretreatment program until receiving further notice from Defendants. On January 10, 2005, the Court issued an Order directing counsel to notify the Court concerning the status of the remaining portion of the Motion, which counsel did on January 25, 2004. Also on January 25, 2005, the Court issued an Order denying the Motion to Terminate the Consent Decree without prejudice.

Since the filing of Defendants' Motion, counsel for the United States, EPA and Dalton Utilities have had numerous phone conversations and two meetings. The parties have now reached a resolution that must be reduced to writing. That resolution will obviate the need for the Court to rule on Defendants' Motion. We expect to file a status report by August 15, 2005.

Date: July 13, 2005

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the within and foregoing
Joint Statement of the Parties Regarding Status of the Case upon counsel of record
by electronically filing it with the Clerk of Court using the Electronic Case Filing
System which will automatically send email notification of such filing to:

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